

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: James C. Tiernan et al.

Title: SYSTEM AND METHOD FOR
SCALABLE MULTIFUNCTIONAL
NETWORK COMMUNICATION

Appl. No.: 10/578,739

Filing Date: May 10, 2006

Examiner: Clifton, Jessica L.

Art Unit: 4144

Confirmation No.: 3387

INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR § 1.56

Commissioner for Patents
P.O. BOX 1450
Alexandria, VA 22313-1450

Sir:

Submitted herewith on Form PTO/SB/08A are listed documents known to Applicant in order to comply with Applicant's duty of disclosure pursuant to 37 CFR § 1.56.

The submission of any document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR § 1.56(b). Applicant does not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

TIMING OF THE DISCLOSURE

The listed documents are being submitted in compliance with 37 CFR § 1.97(d), within three months of being cited in a communication by a foreign patent office. Each item listed in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement.

RELEVANCE OF THE DOCUMENT

Applicant respectfully requests that the listed documents be considered by the Examiner and be made of record in the present application and that an initial copy of the Form PTO/SB/08A be returned in accordance with MPEP § 609.

Please direct all correspondence to the undersigned attorney at the address indicated below.

Respectfully submitted,

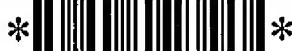
By:



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Date: November 10, 2008

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**AUTHORIZATION TO PAY AND PETITION FOR THE
ACCEPTANCE OF ANY NECESSARY FEES**

The Commissioner is hereby authorized to charge any additional fees which may be required either now or in the future regarding this application under 37 C.F.R. §§ 1.16-1.17, or credit any overpayment, to the Deposit Account No. 502635 of DUCKOR SPRADLING METZGER & WYNNE. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to the Deposit Account No. 502635 of DUCKOR SPRADLING METZGER & WYNNE. If any charges or fees must be paid in connection with the foregoing, concurrent or future communication (including, but not limited to, the payment of an extension fee or issue fees), or if any overpayment is to be refunded in connection with the above-identified application, any such charges or fees, or any such overpayment may be respectfully paid out of, or into, the Deposit Account No. 502635 of DUCKOR SPRADLING METZGER & WYNNE. If any such payment also requires a petition or extension request, please construe this authorization to pay as the necessary petition or request, which is required to accompany the payment.

Respectfully submitted,

Date: November 10, 2008

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